

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

C. P. NO. 154 OF 2006

Waman Vishnu Khanolkar
since deceased by his heirs
(a) Sakharam W. Khanolkar & anr. ... Petitioner
VS.
The Divisional Commissioner,
Konkan Division. Respondent

Mr. M. D. Parab for petitioner
Mr. A. H. Palekar AGP for respondent nos. 1 and 2.

CORAM: D. G. KARNIK J.

DATE: 18th September 2006

P.C.:

1. None present for the petitioner.
2. By an order passed in writ petition No. 8403 of 2006 this court directed the respondent no.1 to dispose of the revision application on or before 21st March 2006. This contempt petition has been filed alleging that respondent no.1 has not disposed of the revision application before the 21st March 2006 and thereby he has committed contempt.
3. Learned counsel for respondent no.2 submits that revision application has since been decided. In para 3 of the affidavit in reply dated 3rd May 2006 the delay has been explained. In my view the breach committed by the respondent no.1 in not deciding the application within the time stipulated by this

court is not deliberate and has been sufficiently explained. In these circumstances it is not necessary to take any action in contempt. Hence the contempt petition is disposed of.

(D.G. KARNIK J.)